THE HONOURABLE SRI JUSTICE B.SESHASAYANA REDDY

W.P.No. 24749 OF 2005

15th December, 2005

Between:

Sri Raja Rajeshwara Builders and Developers

Saroornagar Village and mandal, R.R.District

…Petitioner

A N D

1. Government of A.P. rep. by its Secretary,

Revenue Department, Secretariat,Hyderabad and others

…Respondents

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O R D E R :

1. This writ petition has been filed by the petitioner with a prayer to issue writ, order or direction more particularly one in the nature of writ of mandamus declaring the action of Respondent Nos. 3 to 5 herein in not conducting an early enquiry for

sanction and implementation of mutation as well as issue of Pattadar Pass Book and Title Deed to the petitioner in respect of the land admeasuring Ac. 97-00 Gt. Comprising Survey No. 201/1 (Part) of Sahebnagar Kalan Village, Hayathnagar Mandal, R.R. District as arbitrary and illegal.

2. Heard counsel for the petitioner and learned Government Pleader for Revenue appearing for Respondents 1 to 5

3. The petitioner claims to have purchased Ac.97-00 of land from the occupants and the sale has been confirmed through judgment and decree in O.S.No.68 of 2000, dated 22-3-2000 on the file of II Addl. Senior Civil Judge, Ranga Reddy District at Saroornagar. The petitioner submitted an application for mutation of its name in the revenue records. Certain instructions came to be issued by the Chief Commissioner of Land Administration, A.P. Hyderabad-2nd respondent to the District Collector with regard to further action to be taken on the application filed by the petitioner for mutation of its name in Survey No. 201/1 (Part). The instructions issued by the office of the Chief Commissioner Land Administration read as follows:

> "*A copy of representation is enclosed herewith and the Collector is directed to instruct the Mandal Revenue Officer, Hayathnagar to arrange for mutation in respect of Sy.No.201/1 (Part) admeasuring Ac. 97-00 situated at Sahabnagar Kalan village subject to payment of registration charges and stamp duty as referred in CSS & LR ref. ROR/A225/89, dated 1-6-1989".*

4. The petitioner has approached this Court seeking a direction to the respondents to pass necessary orders on the application for mutation of its name in the revenue records. Since the 2nd respondent has already issued necessary directions to consider the application and pass necessary orders, it is for the 3rd respondent to issue consequential directions to the Mandal Revenue Officer-5th respondent.

5. In that view of the matter, I deem it appropriate to direct the 3rd respondent to consider the application of the petitioner and pass appropriate orders with regard to mutation of its name in the revenue records in respect of Survey No.201/1(part) admeasuring Ac.97-00 within six weeks from the date of receipt of a copy of a this order.

6. Accordingly, this writ petition is disposed of. No order as to costs.

Justice B.Seshasayana Reddy

15th December, 2005

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